FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR.

Civil Application No. 3888/2007
(W.C.L., thro. Its General Manager, Chandrapur **VERSUS** Girdhar Nagoba Lode **)**

Appeal — District :
Application No. — of 200
Writ petition

Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's orders	Court's or Judge's Orders

Shri Mehadia, Advocate for the applicant.

CORAM : Smt. Vasanti A. Naik, J.
DATE : 30th July, 2007.

Heard Shri Mehadia, the learned counsel for the applicant.

By this civil application, the applicant seeks condonation of delay of 212 days in filing an application for restoration of an appeal. It appears from the contents of the civil application that the private paper book could not be filed in view of the non availability of the records of the trial Court within a reasonable time. It is further stated in the application that the applicant did not possess the copy of the depositions and hence, the appellant was required to procure the same and hence considerable time was required in that process.

For the reasons stated in the civil application, the delay of 212 days in filing the application for restoration of the first appeal is condoned. The civil application is allowed and

disposed of.

M.C.A.ST.8858/2007.

By this civil application, the applicant seeks restoration of first appeal which was dismissed for not filing the private paper book within the stipulated time. The counsel for the applicant submits that the paper book is now ready and could be filed in this Court immediately. In view of the aforesaid statement made on behalf of the applicant, it is necessary to restore the first appeal.

The applicant/appellant is, however, directed to file the private paper book in this Court positively within a period of one week from today.

The miscellaneous civil application is allowed and disposed of.

JUDGE

APTE